

# Ballard Spahr LLP

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August 15, 2022

*By ECF*

Honorable Richard J. Sullivan  
U.S. Court of Appeals for the Second Circuit  
Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl St., Room 2530  
New York, New York 10007  
(212) 857-2450

Re: SEC v. Amerindo, 05-cv-5231 (RJS)  
U.S. v. Vilar and Tanaka, 05-cr-621 (RJS)

Dear Judge Sullivan:

This firm represents Paul Marcus, The Deane J. Marcus Trust, The Steven E. Marcus Trust, The Cheryl Marcus-Podhaizer Trust and The Eve S. Marcus Children's Trust.

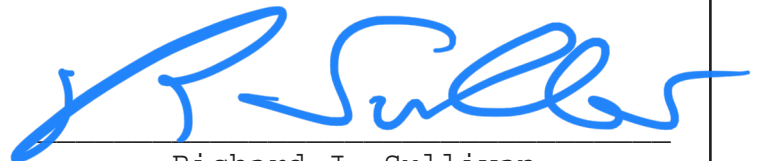
We write to advise the Court that Julian Friedman passed away last week after a long illness. In order to provide a sufficient opportunity for new counsel from my firm to familiarize themselves with this matter, we respectfully request a two-week extension of time, from August 22, 2022, to September 5, 2022, to respond to the U.S. Securities and Exchange Commission's ("SEC") proposal regarding the distribution of Garnishment Assets (ECF No. 817).<sup>1</sup>

Counsel for the Mayers and the SEC consent to this request.

The request for an extension of time is GRANTED. IT IS HEREBY ORDERED THAT the interested third parties shall respond to the SEC's submission no later than Tuesday, September 6, 2022. The Clerk of Court is respectfully directed to terminate the motions pending at Doc. Nos. 822 and 823.

SO ORDERED.

Dated: August 17, 2022



Richard J. Sullivan  
U.S.C.J., Sitting by Designation